

CASE NO. 08 cv 1589

ATTACHMENT NO. 13

EXHIBIT \_\_\_\_\_

TAB (DESCRIPTION) \_\_\_\_\_

1 THE CLERK: People versus Hendricks.

2 MR. NAMINI: Thank you, Judge. Jerry Namini,  
3 N-A-M-I-N-I, Assistant Public Defender, on behalf  
4 of Mr. Hendricks.

5 THE COURT: What is the situation?

6 MR. NAMINI: Judge, I was ready to finalize  
7 the case. I talked to Mr. Hendricks, and he  
8 brought up some other issues for me to investigate.  
9 I have been transferred out of the Post-Conviction  
10 Petition Unit, and I will not have adequate time to  
11 investigate the issues. I had to transfer the case  
12 to Ms. Branch, Assistant Public Defender in Post-  
13 Conviction Petition Unit. I did tell her that I  
14 would work with her on the case trying to finalize  
15 the case as quickly as possible.

16 MR. HASKINS: May it please the Court. Your  
17 Honor, this is a 1988 case that Your Honor disposed  
18 of the first Post-Conviction Petition as being  
19 frivolous. Then they filed a second  
20 Post-Conviction Petition which Your Honor docketed  
21 and we argued, and you dismissed it. The Public  
22 Defender did not file a 651 certificate. So it was  
23 sent back. I filed a motion to dismiss on August  
24 19th of '97. Your Honor marked it final first time

1 on 9-8-98. Since that time, it has been marked  
2 final for about eight continuances.

3 Judge, we have to finish this case  
4 sometime.

5 THE COURT: I agree with you.

6 MR. NAMINI: Judge, as I indicated, I intend  
7 to work with Ms. Branch on this case, since I've  
8 investigated almost all the issues except one,  
9 maybe two. She needs to investigate because she  
10 does have the time. Now that I'm in this building  
11 and not in the PC Unit, I will not have the time to  
12 investigate. However, as I indicated, I will work  
13 with her to finalize the case as quickly as  
14 possible.

15 THE COURT: Cases on remand are not just  
16 simply a matter of filing a certificate Counsel  
17 must perform. Otherwise, it might dismiss this  
18 case and I'm afraid it will come back and we will  
19 be right back in the same situation.  
20 Unfortunately, that's why we've had so many changes  
21 of Counsel. But that's not attributable to  
22 Mr. Hendricks. He is not responsible. He's  
23 entitled to have his matter resolved on its merits.  
24 I'm going to grant a continuance with a good deal

1 of reluctance, but nonetheless, it seems to me it  
2 would seem the most expedient thing to do.  
3 Otherwise, we can just prolong this.

4 What date?

5 MR. NAMINI: March 24th.

6 THE COURT: Motion Defendant March 24th.

7 (Which were all the  
8 proceedings had in  
9 the above-entitled  
10 cause on this date.)  
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James M. O'Carroll  
Official Court Reporter  
Circuit Court of Cook County  
Criminal Division  
Certificate No. 084-000909

1 STATE OF ILLINOIS )  
2 ) SS:  
3 COUNTY OF C O O K )

4 IN THE CIRCUIT COURT OF COOK COUNTY  
5 COUNTY DEPARTMENT-CRIMINAL DIVISION

6 THE PEOPLE OF THE )  
7 STATE OF ILLINOIS )

8 -vs- ) Case No. 88 CR 12517-01  
9 )  
10 JEROME HENDRICKS )

11 REPORT OF PROCEEDINGS had in the  
12 above-entitled cause, before the Honorable  
13 LEO E. HOLT, on January 27, 2000.

14 APPEARANCES:

15 HONORABLE RICHARD DEVINE,  
16 State's Attorney of Cook County, by  
17 MR. FRANK VASQUEZ,  
18 Assistant State's Attorney,  
19 appeared for the People;

20 MS. RITA FRY,  
21 Public Defender of Cook County, by  
22 MR. CHRIS ANDERSON,  
23 Assistant Public Defender,  
24 appeared for the Defendant.

25 Sharon L. Gaughan, CSR  
26 Official Court Reporter  
27 2650 South California Avenue  
28 Chicago, Illinois 60608

1           THE COURT: Jerome Hendricks with a new  
2 motion and also on the call for sometime later  
3 this month or next month.

4           Order of court, March 14th.

5                   (Which were all the  
6 proceedings had in the  
7 above-entitled cause on  
8 this date. Further  
9 proceedings continued to  
10 3-14-00.)

1           IN THE CIRCUIT COURT OF THE COOK JUDICIAL  
2       CIRCUIT

3                               COOK COUNTY, ILLINOIS  
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7                       I, SHARON GAUGHAN, an Official Court  
8       Reporter for the Circuit Court of Cook County,  
9       Cook Judicial Circuit of Illinois, do hereby  
10      certify that I reported in shorthand the  
11      proceedings had on the hearing in the  
12      above-entitled cause; that I thereafter caused  
13      the foregoing to be transcribed into typewriting,  
14      which I hereby certify to be a true and accurate  
15      transcript of the proceedings had before the  
16      Honorable LEO E. HOLT, Judge of said court.  
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20                               \_\_\_\_\_  
21                               OFFICIAL COURT REPORTER  
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IN THE CIRCUIT COURT OF COOK COUNTY  
COUNTY DEPARTMENT - CRIMINAL DIVISION

THE PEOPLE OF THE ) JUDGE LEO S. HOLT  
STATE OF ILLINOIS )  
 )  
vs ) No. 88 C 12517  
 )  
JEROME HENDRICKS ) March 14, 2000

Court convened pursuant to adjournment.

APPEARANCES:

MR. RICHARD DEVINE  
State's Attorney of Cook County, by  
MR. JOHN HASKINS  
Assistant State's Attorney  
for the People of the State of Illinois.

MS. MARIENNE BRANCH  
Attorney-at-Law  
for the Defendant.

Sharon T. McClain, CSR, RPR  
Official Court Reporter  
Criminal Division  
2650 South California  
Chicago, IL 60608

1 MS. BRANCH: Mr. Hendricks we are asking for  
2 continuance date of April 10th. I have no trial file  
3 or police report. While the trial file may not be  
4 retrievable, we need the police report.

5 THE COURT: Mr. Haskins, I can hear your argument  
6 already.

7 MR. HASKINS: John Haskins, Assistant Statre's  
8 Attorney. I'm not going to bother arguing because I  
9 know they are getting a ago date. But I would like to  
10 state there is a 1988 case that was dismissed twice by  
11 1994. It was sent back because there was no 651 on  
12 March 17th of '97.

13 August 29, '97 State filed a motion to  
14 dismiss, and since then there has been about 12  
15 continuances. Make that 17. I didn't look at the  
16 back.

17 MS. BRANCH: I am asking for April 10th.

18 THE COURT: He filed a pro se motion for  
19 appointment of counsel other than the Public Defender.  
20 And now I have to consider that, and I will rule on it  
21 on the next court date.

22 MS. BRANCH: Those are motion petitions.

23 THE COURT: Motion Defendant.

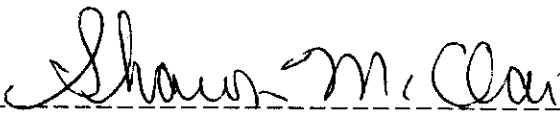
24 MS. BRANCH: Thank you.

THE COURT: April 10th.

(Continued to April 10, 2000.)

1                   IN THE CIRCUIT COURT OF COOK COUNTY  
2                   COUNTY DEPARTMENT -- CRIMINAL DIVISION  
3

4           I, Sharon T. McClain, an Official Court Reporter  
5   for the Circuit of Cook County, Criminal Division, do  
6   hereby certify that I reported in shorthand the report  
7   of proceedings had on the hearing in the above-entitled  
8   cause; that I thereafter caused the foregoing to be  
9   transcribed into typewriting, which I hereby certify to  
10   be a true and accurate transcript of proceedings had  
11   before the Honorable Leo Holt, Judge of said Court.  
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16                     
17                   -----  
18                   Sharon T. McClain, CSR, RPR  
19                   Official Court Reporter  
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1 THE CLERK: Jerome Hendricks.

2 MR. HASKINS: John Haskins, Assistant  
3 State's Attorney, on behalf of the People of the  
4 State of Illinois.

5 I spoke to Kristin Comperta  
6 (phonetic), who is the paralegal for the Cook  
7 County Public Defender's Office, who is the most  
8 reliable person now in the post-conviction unit.  
9 She indicated to me on the four cases presently  
10 before the Court they would like the date of July  
11 24th. On the three cases up for initial ruling  
12 they will go along with whatever Your Honor rules.

13 THE COURT: As to Jerome Hendricks by  
14 agreement what date?

15 MR. HASKINS: They are all motion Petitioner  
16 7/24.

17 THE COURT: July 24th?

18 MR. HASKINS: Yes. Judge, it's eight years  
19 old now.

20 THE COURT: All right. July 24th.

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1       STATE OF ILLINOIS     )  
                                      )   SS:  
2       COUNTY OF COOK       )

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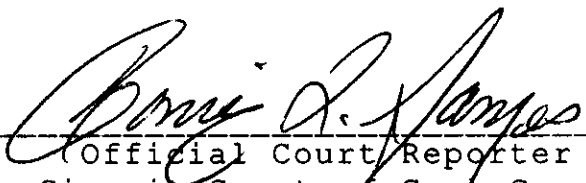
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24

I, CONNIE L. JAMES, Certified  
Court Reporter in and for the State of Illinois  
and the County of Cook, County Department,  
Criminal Division, do hereby certify that I  
reported in shorthand the proceedings had in the  
above-entitled cause, and that the foregoing is a  
true and correct transcript of all the proceedings  
requested to be transcribed.

  
\_\_\_\_\_  
Official Court Reporter  
Circuit Court of Cook County  
License No. 084-002510

Date:

3/28/06

1 STATE OF ILLINOIS )  
2 ) SS:  
COUNTY OF C O O K )

3  
4 IN THE CIRCUIT COURT OF THE COOK JUDICIAL CIRCUIT  
COOK COUNTY, ILLINOIS

5 THE PEOPLE OF THE )  
6 STATE OF ILLINOIS )  
7 vs. ) Case No. 88-CR-12517-01  
8 JEROME HENDRICKS )

9  
10 REPORT OF PROCEEDINGS had before  
11 the HONORABLE LEO E. HOLT, Judge of said court,  
12 on the 24th day of April, 2000.

13  
14 APPEARANCES:

15 HONORABLE RICHARD A. DEVINE,  
16 State's Attorney of Cook County, by:  
MR. JOHN HASKINS,  
17 Assistant State's Attorney,  
appeared on behalf of the People;

18 MS. RITA A. FRY,  
Public Defender of Cook County, by:  
19 MS. MARIENNE BRANCH,  
20 Assistant Public Defender,  
appeared on behalf of the Defendant.

21  
22 Mary M. Flagg, CSR  
23 Official Court Reporter  
Lic. #084-001447  
24 2650 South California Avenue  
Chicago, Illinois 60608



1 THE CLERK: Jerome Hendricks.

2 MS. BRANCH: Good morning, Your Honor.

3 THE COURT: Good morning.

4 MS. BRANCH: Marienne Branch, assistant public  
5 defender on behalf of Jerome Hendricks who is in the  
6 penitentiary. I believe we're here today, Judge, for  
7 your ruling on the defendant's motion or the  
8 Petitioner's motion for appointment of counsel other  
9 than the public defender.

10 MR. HASKINS: For the record John Haskins,  
11 assistant state's attorney, representing the people of  
12 the state of Illinois.

13 THE COURT: Motion defendant for appointment of  
14 counsel other than the public defender is denied.

15 MS. BRANCH: We're asking for a 7-24 date, Your  
16 Honor.

17 MR. HASKINS: For the record, Judge, do you know  
18 how old this case is, Judge? It's a '94 case. It  
19 came back from the Appellate Court in '97. We filed a  
20 motion to dismiss January 14 of '98.

21 THE COURT: Well if we can keep an attorney on  
22 this case for any period of time without a change  
23 coming about for internal reasons or otherwise we  
24 might be able to bring it to the conclusion.

1 MS. HASKINS: Hopefully I won't retire before  
2 then.

3 THE COURT: I might. I don't know, Mr. Haskins.  
4 Order of court, what day you want?

5 MS. BRANCH: We're asking for 7-24, Your Honor.

6 THE COURT: July 24.

7 (Whereupon, the matter was continued  
8 until July 24, 2000.)

9 \* \* \* \* \*

STATE OF ILLINOIS )

) SS.

COUNTY OF C O O K )

I, Mary M. Flagg, C.S.R., an Official Court

Reporter for the Circuit Court of Cook County, County

I reported in shorthand the proceedings had at the

hearing of the above-entitled cause; that I thereafter

caused the foregoing to be transcribed into

typewriting, which I hereby certify to be a true and

accurate transcript of the proceedings had before the

Honorable LEO E. HOLT, Judge of said court.

Official Court Reporter

Lic. #084-001447

Dated this 27th day

of July, 2005.

1 STATE OF ILLINOIS )  
2 )  
3 COUNTY OF C O O K )

4 IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS  
5 COUNTY DEPARTMENT - CRIMINAL DIVISION

6 THE PEOPLE OF THE )  
7 STATE OF ILLINOIS, )

8 vs. ) Indictment No. 88-12517  
9 ) POST-CONVICTION

10 JEROME HENDRICKS, )  
11 )

12 REPORT OF PROCEEDINGS

13 had at the hearing of the above-entitled cause, before  
14 the Honorable LEO E. HOLT, Judge of said Court on the  
15 24th day of July, A. D., 2000.

16 APPEARANCES:

17 HONORABLE RICHARD A. DEVINE,  
18 State's Attorney of Cook County,  
19 by:  
20 MR. JOHN HASKINS:  
21 Assistant State's Attorney,  
22 on behalf of the People;

23 MS. RITA FRY,  
24 Public Defender of Cook County,  
by:  
MS. ERICA REDDICK:  
Assistant Public Defender,  
on behalf of the Defendant,  
Jerome Hendricks.

25 Helen M. Hackney, CSR, RPR  
26 CSR License #084-001452  
27 Official Court Reporter  
28 2650 South California  
29 Chicago, Illinois 60608

1 THE CLERK: Jerome Hendricks, Sheet One.

2 THE COURT: What's the situation with Mr.  
3 Hendricks?

4 MS. REDDICK: Maureen Branch, B-r-a-n-c-h, from  
5 our office represents Mr. Hendricks. She inherited  
6 this case. She indicates various things she is doing,  
7 but the bottom line is she is seeking a continuance to  
8 the 9-13 date.

9 THE COURT: As I'm sure I am becoming weary of Mr.  
10 Hendricks.

11 MR. HASKINS: Indeed I have.

12 THE COURT: He's been on the call on  
13 post-conviction for quite some time. Unfortunately  
14 there has been a change of attorneys for Mr.  
15 Hendricks. Hopefully we can come to grips with this  
16 on the 19th or on the 13th of September.

17 MS. REDDICK: Okay.

18 Your Honor, there are reports  
19 subpoenaed, and we did receive will them just today.

20 THE COURT: Okay. By agreement September 13.

21 (Whereupon, the hearing in the  
22 above-entitled cause was  
23 adjourned and scheduled to  
24 reconvene on 9-13-00.)

1  
2 IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS  
3 COUNTY DEPARTMENT - CRIMINAL DIVISION  
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6 I, HELEN M. HACKNEY,  
7 Official Court Reporter of the Circuit Court of Cook  
8 County, County Department - Criminal Division, do  
9 hereby certify that I reported in shorthand the  
10 proceedings had in the hearing in the above-entitled  
11 cause, that I thereafter caused to be transcribed into  
12 typewriting the above Report of Proceedings, which I  
13 hereby certify is a true and correct transcript of all  
14 the evidence heard on said date before the Honorable  
15 LEO E. HOLT.

16  
17   
18 HELEN M. HACKNEY, CSR

19 CSR License #084-001452

20 Official Court Reporter  
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14                    APPEARANCES:

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1 THE CLERK: Jerome Hendricks, Sheet 1.

2 MR. HASKINS: Good morning, for the record, John  
3 Haskins, Assistant State's Attorney, representing the  
4 People. Your Honor, Jerome Hendricks has to be one  
5 of the oldest cases on your call.

6 THE COURT: He is not, but it has been around for  
7 a long time.

8 MR. HASKINS: Right. It came back on remand in  
9 March of '97. The State filed a motion to dismiss in  
10 August of '97. Since that time there has been about  
11 15 continuances. I understand they are looking for a  
12 date. I don't think they filed anything since they  
13 filed the motion to dismiss. I suppose maybe he will  
14 get out of jail some day and we can take it off call.

15 THE COURT: Not likely.

16 MS. SANDERS: Good morning, your Honor, Assistant  
17 Public Defender Marge Sanders.

18 THE COURT: Unless he has longevity equivalent to  
19 Methuselah.

20 MS. SANDERS: Attorney Maureen Branch is the  
21 attorney of record on Jerome Hendricks, and she  
22 reports to the Court that there may be an Apprendi  
23 issue, and she is seeking time to consult with her  
24 supervisor and work on that issue. So we are seeking



1 a date of 3/13/01.

2 THE COURT: By agreement?

3 MR. HASKINS: No. Motion Petitioner. I can't  
4 agree.

5 THE COURT: Motion defendant March 13th. You are  
6 to file an amended petition or otherwise respond to  
7 the State's motion to dismiss. I agree with Mr.  
8 Haskins that at some point you have to come to grips  
9 with the issues in this case. So we will do it on  
10 the 13th of March.

11 MS. SANDERS: Thank you, your Honor.

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13 (The above cause was continued to  
14 9:30 a.m., March 13, 2001.)

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1     STATE OF ILLINOIS     )  
                                      ) SS:  
2     COUNTY OF C O O K     )

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5                     I, ANNETTE M. GOLAB, an Official Court  
6     Reporter in the Circuit Court of Cook County, County  
7     Department, Criminal Division, do hereby certify  
8     that I reported in shorthand the proceedings had at  
9     the hearing of the aforementioned cause; that I  
10    thereafter caused the foregoing to be transcribed,  
11    which I hereby certify to be a true and accurate  
12    transcript of the proceedings had before the  
13    Honorable LEO E. HOLT, Judge of said Court.

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Official Court Reporter

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21     Dated this 16th day  
22     of February 2006.

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STATE OF ILLINOIS )  
 ) SS.  
COUNTY OF C O O K )

IN THE CIRCUIT COURT OF COOK COUNTY  
COUNTY DEPARTMENT-CRIMINAL DIVISION

THE PEOPLE OF THE )  
STATE OF ILLINOIS )  
 ) No. 88-CR-12517  
-vs- )  
 ) Charge: POST-CONVICTION  
JEROME HENDRICKS )

REPORT OF PROCEEDINGS in the above-entitled cause  
taken before the Honorable WILBUR CROOKS, Judge of the  
said court, on March 13, 2001.

Present:

HON. RICHARD DEVINE,  
State's Attorney of Cook County, by  
Mr. John Haskins,  
Assistant State's Attorney,  
representing the People;

HON. EDWIN A. BURNETTE,  
Public Defender of Cook County, by  
Ms. Marge Sanders,  
Assistant Public Defender,  
representing the Defendant.

Patrick J. Flannery  
Official Shorthand Reporter  
2650 So. California Ave.  
Chicago, IL 60608  
Lic. #084-001220

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THE CLERK: The other case is Jerome Hendricks. It is an '88 case. I don't have the sheets here.

THE COURT: It is on sheet 2.

MR. HASKINS: In that also we filed motion to dismiss 3 or 4 years ago. I'd like it to be motion Petitioner to whatever date they are seeking.

MS. SANDERS: Your Honor, attorney of record is Marianne Branch on the sheet. She is currently not present. I don't have a report to give to you today. We would be seeking date of 6/5 as well.

THE COURT: I would like input of the defendant's attorney as to the status of this case and what is being done.

This case has been back from the Appellate Court for a number of years.

MR. HASKINS: Correct, Judge.

THE COURT: We ought to be coming toward some fruition, either to hearing or termination of litigation. Please advise your colleague of that so that she will, so she can answer my prayers next time the case is up.

MS. SANDERS: She left a note she is probably

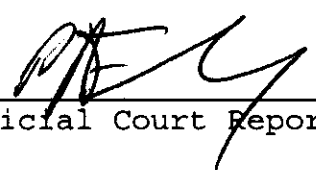
1 on the way. She was appearing today. So far she is  
2 not here. I do not have report, but, yes, I will  
3 convey that message to her.

4 THE COURT: By agreement June 5th.

5 (End proceeding.)  
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2 STATE OF ILLINOIS )  
3 ) SS.  
4 COUNTY OF C O O K )  
5

6 I, PATRICK J. FLANNERY, CSR, Official Court  
7 Reporter for the Circuit Court of Cook County,  
8 Illinois, Criminal Division, do hereby certify that I  
9 reported in machine shorthand the proceedings had on  
10 the contin in the above-entitled cause; that I  
11 thereafter caused the foregoing to be transcribed,  
12 which I hereby certify to be a true and accurate report  
13 of proceedings had before the Honorable WILBUR CROOKS,  
14 Judge of the said court.  
15

16   
17 Official Court Reporter  
18

19 Subscribed and sworn to  
20 before me this 29th day  
21 of March, 2006.  
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1       STATE OF ILLINOIS    )  
                                  ) SS:  
2       COUNTY OF C O O K    )

3                   IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS  
                          COUNTY DEPARTMENT-CRIMINAL DIVISION

4       JEROME HENDRICKS,                    )  
5                   Petitioner,            )  
  ) No.   88-CR-12517-01  
6           vs.                            )  
  ) Charge:  Murder  
7       THE PEOPLE OF THE                   )  
       STATE OF ILLINOIS,                )  
8                   Respondent.            )

9  
10                   REPORT OF PROCEEDINGS at the  
11       hearing of the above-entitled cause, before the  
12       Honorable LEO E. HOLT, on the 5th day of  
13       June 2001.

14           APPEARANCES:

15                   No one appeared in oopen court on behalf of  
16                   the Petitioner-Defendant Jerome Hendricks;

                  HON. RICHARD A. DEVINE,  
17                   State's Attorney of Cook County, by  
                  MR. JOHN HASKINS,  
18                   Assistant State's Attorney,  
                          appeared on behalf of the People  
19                   of the State of Illinois.

20  
21  
22       Annette M. Golab, CSR  
       Official Court Reporter  
23       CSR No. 084-001693  
       2650 South California Avenue  
24       Chicago, Illinois 60608

1 THE CLERK: Jerome Hendricks.

2 THE COURT: By agreement August 30th.

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1     STATE OF ILLINOIS     )  
                                      ) SS:  
2     COUNTY OF C O O K     )

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5                             I, ANNETTE M. GOLAB, an Official Court  
6     Reporter in the Circuit Court of Cook County, County  
7     Department, Criminal Division, do hereby certify  
8     that I reported in shorthand the proceedings had at  
9     the hearing of the aforementioned cause; that I  
10    thereafter caused the foregoing to be transcribed,  
11    which I hereby certify to be a true and accurate  
12    transcript of the proceedings had before the  
13    Honorable LEO E. HOLT, Judge of said Court.

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Official Court Reporter

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21     Dated this 16th day  
22     of February 2006.

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IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS  
COUNTY DEPARTMENT-CRIMINAL DIVISION

THE PEOPLE OF THE STATE OF  
ILLINOIS,

Plaintiff,

vs.

JEROME HENDRICKS,

Defendant.

No. 88 CR 12517

Post Conviction

TRANSCRIPT OF PROCEEDINGS had at the  
hearing of the above-entitled cause before the  
Honorable LEO HOLT, judge of said Court, on the 30th  
day of August, 2001, at the hour of 11:30 a.m.

PRESENT:

HON. RICHARD DEVINE  
State's Attorney of Cook County, by  
MR. JOHN HASKINS  
Appearing on behalf of the Plaintiff;

HON. EDWIN BURNETTE  
Public Defender of Cook County, by  
MR. HAROLD WINSTON  
Appearing on behalf of the Defendant.

Paul W. O'Connor  
Official Court Reporter  
Circuit Court of Cook County  
County Department

1 THE CLERK: People versus Jerome Hendricks.

2 MR. WINSTON: Harold Winston for Mariene  
3 Branch. This case has been around awhile longer. I'm  
4 in the same situation. I will talk to Miss Branch  
5 about the case myself. See if we can get it to any  
6 posture to get this case to be resolved.

7 ASA HASKINS: If it please the court your  
8 Honor, this is a very, very old case. The motion to  
9 dismiss on this case after it came back on remand was  
10 filed August 29th of 1997. Has been quite a few motion  
11 petitioners and I ask leave of court if you're going to  
12 grant the date, to make it motion petitioner, not by  
13 agreement.

14 MR. WINSTON: No problem with motion  
15 petitioner.

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19 (Whereupon, proceedings were  
20 adjourned in this case)

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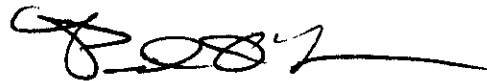
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1 IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS  
2 COUNTY DEPARTMENT-CRIMINAL DIVISION

3 I, PAUL W. O'CONNOR, an Official  
4 Court Reporter for the Circuit Court of Cook County,  
5 County Department/Criminal Division, do hereby certify  
6 that I reported in shorthand the proceedings had at the  
7 hearing in the above-entitled cause; that I hereafter  
8 caused the foregoing to be transcribed into  
9 typewriting, which I hereby certify to be a true and  
10 accurate transcript of the proceedings had before the  
11 Honorable LEO HOLT, Judge of said court.

12  
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14 \_\_\_\_\_  
15 Official Court Reporter

16 Lic. No. 084-002955

17  
18 Dated this 5<sup>th</sup> day  
19 of December, 2005.  
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21  
22  
23  
24

1 STATE OF ILLINOIS )  
 ) SS.  
2 COUNTY OF C O O K )

3 IN THE CIRCUIT COURT OF COOK COUNTY  
4 COUNTY DEPARTMENT-CRIMINAL DIVISION

5 THE PEOPLE OF THE )  
6 STATE OF ILLINOIS ) Case No. 88-12517  
7 -vs- ) Charge: Murder  
8 JEROME HENDRICKS )

9 CONTINUANCE

10 REPORT OF PROCEEDINGS of the hearing before the  
11 Honorable LEO E. HOLT, on the 20th day of February,  
12 2002.

13 APPEARANCES:

14 HONORABLE RICHARD A. DEVINE,  
15 State's Attorney of Cook County, by  
16 MR. JOHN HASKINS,  
17 Assistant State's Attorney,  
18 for the People of the State of Illinois;

19 MS. RITA A. FRY,  
20 Public Defender of Cook County, by  
21 MS. NAIRENNE BRANCH,  
22 Assistant Public Defender,  
23 for the Defendant.

24 Jamie F. Brown, CSR License #084-1665  
Official Court Reporter  
2650 South California Avenue  
Chicago, Illinois 60608

1 THE CLERK: Jerome Hendricks.

2 MS. BRANCH: My name is Nairenne,  
3 N-a-i-r-e-n-n-e, Branch, B-r-a-n-c-h. I'm an  
4 Assistant Public Defender. I represent Mr.  
5 Hendricks.

6 Your Honor, at the last court date, which  
7 was I think the 14th or 15th, I was supposed to be  
8 here, but I was ill that day. Mr. Hendricks' matter,  
9 your Honor, I believe the transcript is between  
10 eight hundred and twelve hundred pages. I'm very  
11 well versed in his case, except for the one -- this  
12 one part not having read the transcript yet.  
13 Because his successor petition, and if the matter  
14 has a procedural problem, my policy is try to  
15 resolve some of the procedural problems before  
16 embarking on the substantive issues. It is a  
17 successor petition. Mr. Hendricks, I believe you  
18 remember him, was convicted of murder and aggravated  
19 criminal sexual assault and some other charges. He  
20 was sentenced to -- I can't remember the sentence  
21 now. Do you have it?

22 THE COURT: Natural life.

23 MS. BRANCH: Right. And -- thank you. So you  
24 remember the case. So he appealed the case. There

1 were approximately I think four issues. That appeal  
2 was affirmed. He then filed a post-conviction  
3 petition. That petition contained the same four  
4 claims that were in his appeal. That petition was  
5 dismissed as frivolous I believe or denied,  
6 dismissed as frivolous. So then -- and without  
7 merit. So then it came back on -- no. Then he filed  
8 a successor petition. And that was appealed and  
9 affirmed I think. Then he came back on a successor  
10 petition with the same four claims, and the  
11 assistant public defender from our unit pointed this  
12 out to the court and the court said dismissed.

13 That went on appeal and the Appellate  
14 Court sent it back saying that Mr. Hendricks had a  
15 right to have an attorney help him draft a petition.  
16 And that's posed some problems in my office because  
17 that's not the way we read the statute. Although we  
18 do understand we have to obey the Appellate Court  
19 mandate. So that's the position that we're in.

20 As the successor petition I believe that I  
21 could have, not could but could have done this  
22 matter awhile back. But because I have to,  
23 according to the Appellate Court mandate, read the  
24 transcript and search for issues and talk to him

1 about that and then do the regular things I would  
2 do, I do need a three month continuance.

3 MR. HASKINS: Your Honor, for the record John  
4 Haskins, Assistant State's Attorney. Judge, I'd like  
5 to correct a few of the things the Public Defender  
6 stated.

7 You and I first got this case on April 19,  
8 1994. This was a second post-conviction petition.  
9 The first one you dismissed as frivolous. The second  
10 one you dismissed upon a motion to dismiss on  
11 December 16th of 1994. The Public Defender didn't  
12 file a 651 petition. On appeal it came back for  
13 remand on March 17, 1997. Since that time there was  
14 33 continuances, three before I filed my motion to  
15 dismiss on 8/29/97 and thirty since then.

16 Out of the thirty continuances the Public  
17 Defender assigned to the case has probably shown up  
18 about six of them. The other 25 we just sit here for  
19 three hours waiting for someone to come in from  
20 their office.

21 Now, since 1997 I don't think it would be  
22 too hard to read eight hundred pages of transcript.  
23 Six years. I'm sure most people could do it. I  
24 think sometime we're going have to do something to



1 get rid of the case.

2 MS. BRANCH: Your Honor, may I respond on the  
3 record?

4 THE COURT: You may.

5 MS. BRANCH: I'd appreciate it, your Honor.

6 I was assigned this case when I joined our  
7 unit on October 4 '99. Granted, that has been over  
8 two years. I was also assigned, as Mr. Haskins  
9 knows, all the oldest cases in my unit. So I have  
10 had a lot of pressure on me to finish cases. I do  
11 not place this case in any less position than any  
12 other case. I know the case. The only thing that  
13 hasn't been done is reading the transcript. That has  
14 to be done according to the mandate.

15 Your Honor, I don't know who -- I don't  
16 remember who exactly was assigned to this matter  
17 before I joined the unit, but I cannot speak  
18 obviously for their being here or not being here.  
19 Mr. Haskins also knows that we don't appear in court  
20 on every court date because we have to conserve our  
21 scant resources. However, when a judge wants to see  
22 a Public Defender, then that Public Defender does  
23 come to court if they're physically able to do so.

24 I want to respond to something he said

1 about the -- oh. The motion to dismiss was not the  
2 proper motion to be made at that second successor  
3 petition. And the proper motion to be made would  
4 have been to address the State's motion to dismiss,  
5 not motion to be made, but address the motion to  
6 dismiss in a procedural way. And that way, the fact  
7 that it was a successor, it could have been dealt  
8 with. But it wasn't. So now we have a situation  
9 where the Appellate Court has basically mandated  
10 that we help him draft a petition. And in order to  
11 do that I will need sometime to read the  
12 transcript. At the moment I have a case that's --

13 THE COURT: Do you have the transcripts?

14 MS. BRANCH: I do.

15 THE COURT: Mr. Hendricks' case has been around  
16 long enough.

17 MS. BRANCH: Yes, sir.

18 THE COURT: It is true that -- my recollection  
19 of the reason that the case is back here is for the  
20 want of a 651 certificate. In order to legitimately  
21 file such a certificate, you have to read the  
22 transcript and inform yourself whether that was  
23 specifically mandated or not, and I'm fully aware of  
24 that.

1                   However, I certainly agree with Mr.  
2                   Haskins that the period of time that this case has  
3                   been back from the Appellate Court is long enough  
4                   for that to have been accomplished and completed and  
5                   such amendments to its petition as you deem would be  
6                   necessary should and could have been made.

7                   I'm going to grant you a continuance in  
8                   your case. On the next court date I will expect  
9                   that you would be in a position to file your  
10                  certificate and to make such further arguments on  
11                  behalf of Mr. Hendricks that you find meritorious.  
12                  And we're going to proceed with this case either by  
13                  way of dismissal or we are going to litigate the  
14                  legitimate issues the Court has before it, if he has  
15                  any legitimate issues. He's sitting in the  
16                  penitentiary with nothing going on because we are  
17                  too busy and that's intolerable.

18                  How much time do you need?

19                  MS. BRANCH: We're asking for a three-month  
20                  continuance to April -- no. May 22.

21                  THE COURT: Motion defendant May 22.

22                  MS. BRANCH: This is marked final, your Honor?

23                  THE COURT: Final.

24                  MR. HASKINS: Your Honor, if counsel determines

1 to file something, I would like to get it at least  
2 two weeks before that so in case I want to respond.

3 THE COURT: If you have the inclination to do  
4 that, please do.

5 MS. BRANCH: Thank you.

6 MR. HASKINS: Thank you, Judge.

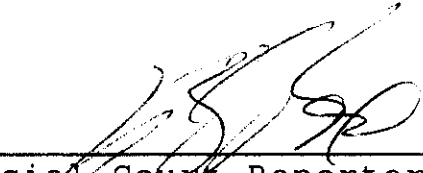
7 (A continuance  
8 was taken to May 22, 2002.)

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STATE OF ILLINOIS )  
 ) SS.  
COUNTY OF C O O K )

I, JAMIE F. BROWN, CSR, Official Court Reporter  
for the Circuit Court of Cook County, Illinois  
Judicial Circuit of Illinois, do hereby certify that  
I reported in shorthand the proceedings had on the  
hearing in the above-entitled cause; that I  
thereafter caused the foregoing to be transcribed,  
which I hereby certify to be a true and accurate  
transcript of the proceedings had before the  
Honorable LEO E. HOLT, Judge of said court.

  
\_\_\_\_\_  
Official Court Reporter  
License #084-1665

Dated this 31st day  
of July, 2005.

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS  
COUNTY DEPARTMENT - CRIMINAL DIVISION

PEOPLE OF THE STATE OF	)	
ILLINOIS,	)	
	)	
vs.	)	88 CR 12517-01
	)	
JEROME HENDRICKS,	)	
	)	
Defendant.	)	

REPORT OF PROCEEDINGS had at the hearing of  
the above-entitled matter, on the 22nd day of May, 2002,  
before the Honorable LEO HOLT, Judge of said court.

PRESENT:

HON. RICHARD DEVINE  
State's Attorney of Cook County, by:  
MR. JOHN HASKINS,  
On behalf of the People of the  
State of Illinois;

MS. RITA FRY  
Public Defender of Cook County, by:  
MS. MARINNE BRANCH,  
On behalf of Defendant.

TANYA E. WHITERS, CSR  
Official Court Reporter  
Criminal Division  
(773) 869-6065

1 THE CLERK: Jerome Hendricks, post-conviction,  
2 sheet one.

3 MR. HASKINS: Good morning, Judge. John  
4 Haskins, assistant state's attorney.

5 THE COURT: Some things never go away.

6 MR. HASKINS: Right. You told her to be here  
7 and be ready to argue. I am not surprised she is not  
8 here. It's been nine years. She has been here a few  
9 times.

10 THE COURT: Pass it.

11 (Whereupon, the proceedings were  
12 passed and later recalled.)

13 THE CLERK: Jerome Hendricks.

14 MS. BRANCH: Good morning, your Honor.  
15 Marinne, M-a-r-i-n-n-e Branch, B-r-a-n-c-h, assistant  
16 public defender, on behalf of Mr. Jerome Hendricks  
17 standing before you.

18 MR. HASKINS: John Haskins, assistant state's  
19 attorney, representing the People of the State of  
20 Illinois.

21 MS. BRANCH: Your Honor, on the last court  
22 date, I believe you marked this case final, final for me  
23 to comply with the appellate court mandate. And  
24 unfortunately I have not been able to do that. I have

1 had some personal difficulties that prevented me from  
2 being at work for approximately more than two weeks in  
3 the time period since the last continuance, the last  
4 court date. And so that is the reason.

5 THE COURT: I am not aware. On January 7, the  
6 defendant fill a pro se motion requesting other counsel.

7 MS. BRANCH: I heard about that, your Honor.

8 THE COURT: I don't know that I was aware of  
9 the filing of that motion. In any event it has not been  
10 addressed and it needs to be addressed before we go any  
11 further.

12 I am most unhappy with the events of this  
13 case. I would like to resolve this issue before the end  
14 of the year. Are you available before the end of the  
15 week? Are you available Friday?

16 MS. BRANCH: Let me look at my calendar, your  
17 Honor. Yes, sir.

18 THE COURT: Order of court, May 24.

19 MS. BRANCH: Your Honor, that would be to  
20 resolve the matter of his motion?

21 THE COURT: The matter of the defendant's  
22 motion and we will come back and helpfully to address  
23 the substance of what this report is.

24 MR. HASKINS: Judge, if I could make a brief



1 statement. This petition was filed on April 19, 1994.  
2 Your Honor dismissed the case on 12-16 of '94 and it was  
3 remanded because the petitioner's counsel, not the  
4 present one, didn't file a 651 petition. It was back in  
5 court on March 21st of '97. The State filed a motion to  
6 dismiss on 8-29-97 and we have been ready since then.

7 THE COURT: I am aware of the chronology of  
8 events in this case. Unfortunately, we will get over  
9 the hump of counsel on Friday. Then we will see where  
10 we are going.

11 MS. BRANCH: I understand that. Your Honor,  
12 may I inquire of the State whether they have a copy of  
13 that motion because I don't have a copy of it.

14 THE COURT: It's not in the court file. That  
15 will be the order.

16 MS. BRANCH: Thank you, your Honor.

17 (Whereupon, further proceedings  
18 were continued to 5-24-02.)

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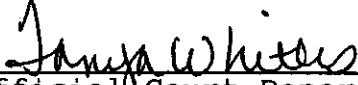
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1           IN THE CIRCUIT COURT OF THE COOK JUDICIAL CIRCUIT  
2                               COOK COUNTY, ILLINOIS

3  
4                               I, TANYA E. WHITERS, an Official Court  
5 Reporter for the Circuit Court of Cook County, Cook  
6 Judicial Circuit of Illinois, do hereby certify that I  
7 reported in shorthand the proceedings had on the hearing  
8 in the above-entitled cause, that I thereafter caused  
9 the foregoing to be transcribed into typewriting, which  
10 I hereby certify to be a true and accurate transcript of  
11 the proceedings had before the Honorable LEO HOLT, Judge  
12 of said court.

13  
14                                 
15                               Official Court Reporter  
16                               #084-003433  
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23 Dated this 1st day  
24 of December, 2005.

1 STATE OF ILLINOIS )  
2 ) SS:  
3 COUNTY OF C O O K )

4 IN THE CIRCUIT COURT OF THE COOK JUDICIAL CIRCUIT  
5 COOK COUNTY, ILLINOIS

6 THE PEOPLE OF THE )  
7 STATE OF ILLINOIS )  
8 vs. ) Case No. 88-CR-12517-01  
9 )  
10 JEROME HENDRICKS )

11 REPORT OF PROCEEDINGS had before  
12 the HONORABLE LEO E. HOLT, Judge of said court, on  
13 the 24th day of May, 2002.

14 APPEARANCES:

15 HONORABLE RICHARD A. DEVINE,  
16 State's Attorney of Cook County, by:  
17 MR. JOHN HASKINS,  
Assistant State's Attorney,  
appeared on behalf of the People;

18 MS. RITA A. FRY,  
19 Public Defender of Cook County, by:  
20 MS. MARIENNE BRANCH,  
Assistant Public Defender,  
appeared on behalf of the Defendant.

21  
22 Mary M. Flagg, CSR  
23 Official Court Reporter  
24 Lic. #084-001447  
2650 South California Avenue  
Chicago, Illinois 60608

1 THE CLERK: Jerome Hendricks.

2 MR. HASKINS: Good morning, Your Honor. John  
3 Haskins, assistant state's attorney representing the  
4 people of the state of Illinois.

5 MS. BRANCH: My name is Marienne Branch. I'm an  
6 assistant public defender and I represent Mr.  
7 Hendricks.

8 THE COURT: Have you filed something --

9 MS. BRANCH: We're here, Judge, on his motion to  
10 remove the public defender's office.

11 THE COURT: That still doesn't answer my question.

12 MS. BRANCH: Right, Judge. Well, no.

13 THE COURT: What's the date of the filing of the  
14 defendant's pro se motion?

15 MS. BRANCH: January 7, Your Honor.

16 THE COURT: On a motion.

17 MS. BRANCH: Yes, Your Honor. I'm sorry. Filed  
18 January 7, received January 31. It's received January  
19 18. There's a lot of dates on here. Earliest date or  
20 latest date? There's three. But the file date it's  
21 January 7, '02. I got this from the file and I  
22 believe you have -- It's attached to an envelope.

23 THE COURT: Motion defendant for a bar association  
24 attorney is denied.

1 MS. BRANCH: Your Honor, may we be heard?

2 THE COURT: Yes.

3 MS. BRANCH: Thank you. Your Honor, my office had  
4 talked about this with my supervisor and we did not  
5 oppose Mr. Hendricks' motion because based on the  
6 documents that you've just perused, Your Honor, Mr.  
7 Hendricks seems to misunderstand this process but we  
8 also believe that this misunderstanding is based in  
9 part on some of the prior history of the case. As  
10 regards to my office.

11 THE COURT: All right, let me suggest this to you.  
12 Mr. Hendricks does not have the constitutional right  
13 to counsel in these proceedings. He has had a trial,  
14 he's had an appeal, he's had a post conviction  
15 hearing. This is a remand for the failure to file the  
16 651 certificate. I don't think he has a  
17 constitutional right to have an attorney in this case.

18 Nonetheless, counsel has been appointed or  
19 the unhappiness that he expresses has to do with the  
20 length of time that this case has been pending without  
21 resolution. Changing counsel now will not address  
22 that problem. Rather, it will really exacerbate the  
23 problem.

24 I think if there is misunderstanding in

1 regards to the nature of these proceedings that may be  
2 precipitating some of his anxieties, but nonetheless I  
3 do not feel that a change of his attorney is justified  
4 under these circumstances.

5 MS. BRANCH: Thank you Your Honor.

6 THE COURT: So the motion for substitution is  
7 denied.

8 MS. BRANCH: Your Honor --

9 THE COURT: You're going to have to file the 651  
10 certificate before we proceed to a resolution of the  
11 State's motion to dismiss. I should think that that  
12 would be -- Could be done in a half hour.

13 MS. BRANCH: Well in order to come in compliance  
14 with Illinois Supreme Court Rule 651 C, Your Honor,  
15 I'll have to read the transcript which is about  
16 eighteen hundred pages.

17 THE COURT: You haven't done that in three years?

18 MS. BRANCH: No. But I started it.

19 THE COURT: How in the world are you going to  
20 proceed with a post conviction proceeding --

21 MS. BRANCH: Well Your Honor --

22 THE COURT: That was the reason that the case came  
23 back from the Appellate Court was for the sole  
24 purposes of allowing you to file a 651. Obviously you

1 can't file it without having perused the record and  
2 making the appropriate determinations that the rule  
3 requires you to make. I have been under the  
4 impression that for the last two years that's what  
5 your office has been doing.

6 MS. BRANCH: Well Your Honor, may I respond?

7 THE COURT: There's little to respond to if you  
8 tell me that you haven't read the record and the  
9 record is eighteen or nineteen hundred pages, maybe  
10 longer.

11 MS. BRANCH: May I respond?

12 THE COURT: Well obviously as I indicated there's  
13 very little that you can respond to. My level of  
14 frustration is pretty high at this stage of the game  
15 that for two years we've been sitting here doing  
16 nothing but continuing this case and I don't know what  
17 we've been continuing it for every time the case comes  
18 up for what purpose? What have we been continuing  
19 this case for if it was not for the purposes of  
20 familiarizing yourself with the record?

21 MS. BRANCH: Your Honor, I was not aware of the  
22 mandate of the Appellate Court from the beginning.  
23 That was not clear from the file that I inherited and  
24 so I spent a lot of time doing other things in the

1 case that were not germane to getting it to the 651C  
2 filed immediately.

3 THE COURT: I don't see how you could do anything  
4 with the case until you have read the record.  
5 Whatever issues you were exploring would first require  
6 you to read the record.

7 MS. BRANCH: And then, Your Honor, I proceeded as  
8 a successor petition and I was preparing the case as a  
9 successor petition which wouldn't necessitate me  
10 reading the transcript until the Court ruled on  
11 whether his defense to appear successor or his  
12 reasoning for filing successor petition was ruled on  
13 by the Court. So at that point I determined that --  
14 about the mandate.

15 THE COURT: Miss Branch, what you're saying does  
16 not have much intelligence to it, respectfully,  
17 respectfully.

18 MS. BRANCH: I understand. But that's what it  
19 was. That's what I was doing. I thought it was a  
20 successor petition. When I understood the mandate I  
21 talked to my supervisor, I talked to my chief and we  
22 came in here and we talked to you and you said this is  
23 what the Appellate Court said and so it cannot be  
24 treated like a successor petition. I have to read it



1 and that changes the whole structure of the case, the  
2 way I would handle it.

3 THE COURT: I don't see how you could proceed with  
4 it under any theory that you've talked about,  
5 successor petition or otherwise, until you've read the  
6 record. You are in no position to know anything at  
7 all about this defendant's case. Nothing. Nothing  
8 can you know about his case without having read the  
9 record.

10 MS. BRANCH: Well if you say so. I know a lot  
11 about his case.

12 THE COURT: I don't see how you could possibly  
13 have acquired any knowledge about this defendant's  
14 case since you were not trial counsel, you were not  
15 present at the trial. The only source of information  
16 that you could possibly have comes out of the record.

17 MS. BRANCH: Well I'm not saying I didn't read any  
18 parts of the record. I said I didn't read all of the  
19 record.

20 THE COURT: How long will it take you to complete  
21 whatever reading you must do so that you can put  
22 yourself in a position to respond to the State's  
23 motion to dismiss? And to file a 651 certificate.

24 MS. BRANCH: Well we would be asking for a

1           continuance date Your Honor of August 14.

2           THE COURT: Order of court, August 14.

3           MR. HASKINS: Judge, could you let us know what  
4           that continuance is for? Is that continuance to argue  
5           or is that continuance --

6           THE COURT: I don't know. We'll see where we are  
7           at that time.

8           MR. HASKINS: Thank you.

9                               (Whereupon, the matter was continued  
10                             until August 14, 2002.)

11                             \* \* \* \* \*



1 STATE OF ILLINOIS )  
2 ) ss  
3 COUNTY OF C O O K )

4 IN THE CIRCUIT COURT OF COOK COUNTY  
5 COUNTY DEPARTMENT - CRIMINAL DIVISION

6 THE PEOPLE OF THE )  
7 STATE OF ILLINOIS )  
8 ) Case No. 88 CR 12517  
9 vs. )  
10 )  
11 JEROME HENDRICKS )

12 REPORT OF PROCEEDINGS

13 BE IT REMEMBERED that on the 14th day of  
14 August, 2002, this cause came on for hearing  
15 before the Honorable LEO HOLT, Judge of said  
16 Court, upon the indictment herein, the defendant  
17 having entered a plea of not guilty.

18 APPEARANCES:  
19 HON. RICHARD DEVINE,  
20 State's Attorney of Cook County, by  
21 MR. JOHN HASKINS,  
22 Assistant State's Attorney,  
23 Appeared on behalf of the People;  
24  
25 HON. EDWIN BURNETTE,  
26 Public Defender of Cook County, By:  
27 MS. MARGE SANDERS,  
28 Assistant Public Defender,  
29 appeared on behalf of the Defendant.

30  
31  
32  
33 Kenneth Madoch  
34 Official Court Reporter  
35 Circuit Court of Cook County  
36 County Department-Criminal Division

1 THE CLERK: Jerome Hendricks, sheet two.

2 MR. HASKINS: That's my case. Miss  
3 Branch's too. The case is a 1994 remand for no  
4 651 in 1994. The petitioner has done nothing  
5 since 1994. The State is ready.

6 MR. SANDERS: We would ask for a  
7 continuance on this case.

8 THE COURT: It's time to get it to a  
9 hearing.

10 MS. SANDERS: My understanding, your Honor,  
11 was that Miss Branch was going to be here today.  
12 Apparently she's not and she was on family  
13 leave. I don't know if that has been continued  
14 now.

15 THE COURT: If this young man is in  
16 prison, it's a violation of the Constitution.  
17 His efforts to have it heard and make some  
18 determination as to whether he's  
19 unconstitutionally in prison has been met with  
20 no success at all. To continue this case on and  
21 on and on four or five years later, what  
22 difference does it make whether he's successful  
23 in his petition. All of his liberty rights have  
24 been proliferated by the time we get around to

1 deciding this. This is most unfair. Most  
2 unfair. I can think of no reason at all for  
3 this case having been here with nothing having  
4 taken place over the last four or five years and  
5 you can tell your office and your superiors and  
6 your colleagues that it's a disservice to this  
7 man and a disservice to the system to have this  
8 case pending like this.

9 MR. SANDERS: Yes, your Honor, I'll report  
10 back to my supervisor, Mr. Winston.

11 THE COURT: If this case is not resolved  
12 on the next Court date, I'm going to start  
13 taking some very drastic steps here.

14 MR. SANDERS: Yes, Judge.


15 THE COURT: By agreement November 14th.

16 (Whereupon, the further proceedings of  
17 the above-entitled cause was continued  
18 to 11-14-02.)  
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1 STATE OF ILLINOIS )  
2 )  
3 COUNTY OF C O O K )

4 THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS  
5 COUNTY DEPARTMENT - CRIMINAL DIVISION

6 I, Kenneth Madoch, Official  
7 Shorthand Reporter of the Circuit Court of Cook  
8 County, County Department-Criminal Division, do  
9 hereby certify that I reported in shorthand the  
10 proceedings had at the hearing in the  
11 above-entitled cause; and that I thereafter  
12 caused to be transcribed into typewriting the  
13 foregoing transcript, which I certify is a true  
14 and correct transcript of said proceedings.

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12   
13 Official Shorthand Reporter  
14 Circuit Court of Cook County

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16  
17 Dated this 30th day of October, 2005  
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1 STATE OF ILLINOIS)

2 ) SS.

3 COUNTY OF C O O K)

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5

6 IN THE CIRCUIT COURT OF COOK COUNTY,

7 ILLINOIS

8 COUNTY DEPARTMENT - CRIMINAL DIVISION

9

10

11 THE PEOPLE OF THE )

12 STATE OF ILLINOIS, )

13 )

14 Plaintiff,)

15 ) NO. 88 CR 12517 (01)

16 vs. )

17 )

18 JEROME HENDRICKS, ) Post-conviction

19 )

20 Defendant.)

21 REPORT OF THE PROCEEDINGS of the  
22 hearing had before the Honorable LEO E. HOLT,  
23 Judge of said court, on the 13th day of March,  
A.D. 2002.

24 Carolyn C. Brown, CSR, RPR  
Official Court Reporter  
Criminal Division



PRESENT:

HON. RICHARD A. DEVINE

State's Attorney of Cook County

BY MR. JOHN HASKINS

Assistant State's Attorney

on behalf of the People.

MR. EDWIN BURNETTE

Public Defender of Cook County

BY MR. LINDSAY HUGE

Assistant Public Defender

on behalf of the Defendant.

1 THE CLERK: Sheet 3, Jerome  
2 Hendricks.

3 MR. HUGE: Good morning, your  
4 Honor. My name is Lindsay Huge, H-u-g-e,  
5 Assistant Public Defender on behalf of Jerome  
6 Hendricks.

7 I've been newly assigned to the  
8 division and the case is new to me. I  
9 understand it is an old case. I've talked with  
10 my supervisor and the State's Attorney about  
11 it. If I could have more time to review it and  
12 submit a 6-51.

13 THE COURT: Here's the problem.  
14 This case has been around as long as I have.  
15 It has been back from the Appellate Court for  
16 the filing of a certificate for at least five  
17 years.

18 MR. HASKINS: '94, Judge.

19 THE COURT: '94, Mr. Haskins tells  
20 me. Finally awaiting filing of a 6-51  
21 certificate. I understand that you have  
22 recently come to this case, but the Cook County  
23 Public Defender's Office is not recently  
24 involved in this case. Somebody has to be

1 responsible for filing this certificate.

2                   Consequently, I'm going to grant  
3 you a continuance of 30 days. If it isn't  
4 filed on that date, the next continuance will  
5 be for two weeks. And if it isn't filed then,  
6 the next continuance will be for a week. And  
7 if it isn't filed then, you will be held day to  
8 day until it is filed.

9                   This certificate is going to be  
10 filed. Your office must give this case some  
11 priority. There is no reason why it takes nine  
12 years to resolve this issue.

13                   MR. HUGE: I understand, Judge.

14                   THE COURT: Motion defendant,  
15 April 15th.

16                   (The above-entitled cause was  
17 continued to April 15, 2003.)

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1 STATE OF ILLINOIS)

2 ) SS.

3 COUNTY OF C O O K)

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6 I, CAROLYN C. BROWN, Official Court  
7 Reporter of the Circuit Court of Cook County,  
8 County Department, Criminal Division, do hereby  
9 certify that I reported in shorthand the  
10 proceedings had at the hearing of the  
11 above-entitled cause, and that the foregoing is  
12 a true and correct transcript of the  
13 proceedings had.

14

15

16

  
Carolyn C. Brown

17

Official Court Reporter

18

CSR No. 084-003848

19

Circuit Court of Cook County

20

County Department

21

Criminal Division

22

23 Dated this 13 day of  
November, 2008.

24

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS  
COUNTY DEPARTMENT-CRIMINAL DIVISION

THE PEOPLE OF THE STATE OF  
ILLINOIS,

Plaintiff,

vs.

JEROME HENDRICKS,

Defendant.

No. 88 CR 12517

Post Conviction

TRANSCRIPT OF PROCEEDINGS had at the

hearing of the above-entitled cause before the

Honorable LEO HOLT, judge of said Court, on the 15th

day of April, 2003, at the hour of 11:30 a.m.

PRESENT:

HON. RICHARD DEVINE

State's Attorney of Cook County, by

MR. JOHN HASKINS

Appearing on behalf of the Plaintiff;

HON. EDWIN BURNETTE

Public Defender of Cook County, by

MR. LINDSEY HUGE

Appearing on behalf of the Defendant.

Paul W. O'Connor  
Official Court Reporter  
Circuit Court of Cook County  
County Department

1 THE CLERK: Jerome Hendricks. Sheet one.

2 ASA HASKINS: John Haskins. For post  
3 conviction case. I'm handling Mr. Hendricks.

4 MR. HUGE: On behalf Mr. Hendricks, I'm  
5 Lindsey Huge, H-u-g-e, assistant public defender in the  
6 post conviction unit. Agreed on date of May 21st.

7 THE COURT: By agreement May 21st. For  
8 further status.

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12 (Whereupon, proceedings were  
13 adjourned in this case)

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1 IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS  
2 COUNTY DEPARTMENT-CRIMINAL DIVISION

3 I, PAUL W. O'CONNOR, an Official  
4 Court Reporter for the Circuit Court of Cook County,  
5 County Department/Criminal Division, do hereby certify  
6 that I reported in shorthand the proceedings had at the  
7 hearing in the above-entitled cause; that I hereafter  
8 caused the foregoing to be transcribed into  
9 typewriting, which I hereby certify to be a true and  
10 accurate transcript of the proceedings had before the  
11 Honorable LEO HOLT, Judge of said court.

12  
13  
14   
15 Official Court Reporter

16 Lic. No. 084-002955

17  
18 Dated this 5<sup>th</sup> day  
19 of December, 2005.  
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1 STATE OF ILLINOIS )  
2 )  
3 COUNTY OF C O O K )

4 IN THE CIRCUIT COURT OF COOK COUNTY  
5 COUNTY DEPARTMENT-CRIMINAL DIVISION

6 THE PEOPLE OF THE )  
7 STATE OF ILLINOIS )

8 -VS- ) No. 88 12517

9 JEROME HENDRICKS )

10 REPORT OF PROCEEDINGS in the above-entitled  
11 cause taken before the Hon. LEO E. HOLT,  
12 Judge of said court, on May 21, 2003.

13 PRESENT:

14 HON. RICHARD A. DEVINE,  
15 State's Attorney of Cook County, by  
16 MR. JOHN HASKINS,  
17 Assistant State's Attorney,  
18 representing the People;

19 MR. EDWIN A. BURNETTE,  
20 Public Defender of Cook County, by  
21 MS. LINDSEY HUGE,  
22 Assistant Public Defender,  
23 representing the Defendant.

24 Victoria A. Ondriska  
Official Court Reporter  
#084-001457



1 THE CLERK: Hendricks.

2 MS. HASKINS: John Haskins, Assistant State's  
3 Attorney, representing the People.

4 MS. HUGE: Good morning, Judge. Lindsey Huge,  
5 H-u-g-e, on behalf of Jerome Hendricks.

6 Judge, I have been before you a couple of  
7 times on this case. You know the situation. I have  
8 gone through everything, and I have the 651 certificate  
9 to file.

10 However, I haven't -- I have written him a  
11 letter. I'd like the chance to get some communication  
12 back from him. I can tell him about the recent Supreme  
13 Court case on Apprendi.

14 And so what I'm saying, I don't think I have  
15 fully communicated with him.

16 If I can have like another month, I could  
17 sufficiently file this with the Court --

18 THE COURT: Mr. Haskins, this has to come to  
19 an end.

20 MR. HASKINS: Well, Judge, he's got the  
21 petition. The Court can take judicial notice of the  
22 fact that Apprendi just came down and said it did not  
23 apply to post-conviction petitions. That's Supreme  
24 Court Rule. It's pretty simple. All they're asking is

1 to file a 651 petition.

2 But I'll do whatever the Court wants to do.

3 THE COURT: Well, in filing the certificate,  
4 requires that the counsel fully inform his client and  
5 receive from his client all the information that is  
6 available so that the certificate has significance and  
7 meaning rather than just being a piece of paper filed in  
8 court.

9 You know, I take it, this has been going on  
10 for almost ten years --

11 MR. HASKINS: I know. I have been here for  
12 all ten.

13 MS. HUGE: And I just came to it this year.

14 I'm trying to bring it to a close, and we are  
15 right there.

16 I understand the Court's frustration. But I  
17 think you understand that I have to --

18 THE COURT: Motion Defendant.

19 MR. HASKINS: How about June 16?

20 MS. HUGE: I'm on vacation in June.

21 Can we have early July? July 9?

22 MR. HASKINS: That's fine.

23 THE COURT: Motion defendant, July 9.

24 (Whereupon the above-entitled

1                                    cause was continued to  
2                                    7-9-03.)  
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1 STATE OF ILLINOIS )  
2 ) SS.  
3 COUNTY OF COOK )

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5 I, VICTORIA A. ONDRISKA, Official Court  
6 Reporter, do hereby certify that the foregoing Report of  
7 Proceedings was reported by me, and is a true and  
8 accurate transcript of my shorthand notes so taken.

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Victoria A. Ondriska

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1 STATE OF ILLINOIS )  
2 ) SS:  
3 COUNTY OF COOK )

4 IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS  
5 COUNTY DEPARTMENT-CRIMINAL DIVISION

6 PEOPLE OF THE STATE OF ILLINOIS )  
7 )  
8 -vs- ) No. 88 CR 12517 01  
9 )  
10 JEROME HENDRICKS )  
11 )

12 REPORT OF PROCEEDINGS had at the  
13 hearing of the above-entitled cause before Leo E. Holt, one of  
14 the judges of said division, on the 30th day of July, A.D., 2003.  
15

16 PRESENT:

17 MR. RICHARD DEVINE, Cook County State's Attorney by  
18 MR. CHRISTOPHER SYREGELAS, Assistant State's Attorney,

19 on behalf of the People;

20 MR. EDWIN BURNETTE, Cook County Public Defender by  
21 MR. LINDSEY HUGE, Assistant Public Defender,

22 on behalf of the Defendant.  
23  
24

1 THE CLERK: People versus Jerome Hendricks, sheet one.

2 MR. HUGE: Hello. Lindsey Huge, H U G E, Assistant Public  
3 Defender for Jerome Hendricks.

4 Judge, I have a 651 petition on file in this case.  
5 We'll stand on the post-conviction petition.

6 The State's attorney is not here right now. I think  
7 the clerk or the sheriff said he had been here.

8 THE COURT: Mr. --

9 MR. HUGE: Haskins.

10 THE COURT: -- Haskins was here.

11 MR. HUGE: I'm not sure how to track him down.

12 MR. SYREGELAS: He said something about Richard Bernal.

13 THE COURT: Yeah. Richard Bernal's case but he didn't --  
14 didn't give us any indication or didn't give to me any indication  
15 what he wanted to do with Mr. Hendricks.

16 MR. HUGE: Is it on your call today, Hendricks?

17 MR. SYREGELAS: Yeah.

18 THE COURT: Hendricks is on the call.

19 MR. HUGE: Okay.

20 THE COURT: What date did Mr. Haskins want on Bernal?

21 MR. SYREGELAS: October 15th. That's for a hearing.

22 THE COURT: Is there on Mr. Hendricks' case a motion to  
23 dismiss?

24 MR. HUGE: I'm not sure. I suspect there is.

1 THE COURT: All right. Why don't we -- if -- if Mr.  
2 Hendricks' case is in a position where his motion to -- the  
3 State's motion to dismiss can be ruled on, I would just as soon  
4 try to rule on it long before October 15th. Maybe you can reach  
5 Mr. Haskins at his office if I pass this cause and see what day  
6 he's available or otherwise I will arbitrarily set this case for  
7 a date for hearing on the motion to dismiss. Why don't we pass  
8 it.

9 MR. HUGE: Okay. I'll try to get ahold of him. Thank you,  
10 Judge.

11 (Case passed)

12 THE CLERK: Jerome Hendricks, sheet one.

13 MR. HUGE: I looked in all the courtrooms. I left a message.

14 THE COURT: Couldn't find him?

15 MR. HUGE: I couldn't find him, Judge. I know October 15th  
16 is not preferable to you. It's okay with me.

17 THE COURT: That's what -- that's the only date I know with  
18 certainty that Mr. Haskins is going to be here and I don't want  
19 to set a long date where he can't be here and then ultimately  
20 have to reset it again.

21 MR. HUGE: Okay.

22 THE COURT: So if you'd also notify him that this case is on  
23 the call order of Court September 15th.

24 MR. SYREGELAS: It's October actually.

1 THE COURT: October?

2 MR. SYREGELAS: Yes.

3 THE COURT: October 15th. And at that time we will hear the  
4 State's motion to dismiss, and if it's not granted, we'll set the  
5 case for an evidentiary hearing if need be.

6 MR. HUGE: Okay.

7 (Which were all the proceedings had)

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1 STATE OF ILLINOIS )  
2 COUNTY OF COOK ) SS:

3 I, ELIZABETH A. REYES, Official Shorthand Reporter of  
4 the Circuit Court of Cook County, County Department-Criminal  
5 Division, do hereby certify that I reported in shorthand the  
6 evidence had in the above-entitled cause and that the foregoing  
7 is a true and correct transcript of all the evidence heard.

8


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Official Shorthand Reporter  
License No. 084-001910  
Circuit Court of Cook County  
County Department  
Criminal Division

14

Dated this 27th day of February, 2006.

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1 STATE OF ILLINOIS )  
2 COUNTY OF COOK ) SS:

3 IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS  
4 COUNTY DEPARTMENT-CRIMINAL DIVISION

5 THE PEOPLE OF THE  
6 STATE OF ILLINOIS,

7 vs.

8 JEROME HENDRICKS  
9

)  
)  
)  
) 88 CR 12517-01  
) Judge Marcus R. Salone  
) October 15, 2003  
)  
)

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11  
12 Court having reconvened pursuant to adjournment.

13 PRESENT:

14 HON. RICHARD A. DEVINE,  
15 STATE'S ATTORNEY OF COOK COUNTY, by  
16 MR. JOHN HASKINS,  
Assistant State's Attorney,  
Appeared on behalf of the People;

17  
18 MR. EDWIN BURNETTE,  
PUBLIC DEFENDER OF COOK COUNTY, by  
19 MR. LINDSAY HUGE,  
Assistant Public Defender of Cook County,  
Appeared on behalf of the Defendant.

20 \*\*\*\*\*  
21

22 Peter J. Paris  
23 Official Court Reporter  
2650 South California  
24 Chicago, Illinois 60608

1 THE CLERK: Jerome Hendricks?

2 THE COURT: And Jerome of course has been  
3 around since the memory of man runneth.

4 MR. HASKINS: I think we can dispose of that  
5 today.

6 John Haskins, assistant state's  
7 attorney.

8 MR. HUGE: Lindsay Huge, H-u-g-e.

9 THE COURT: What is the situation with Mr.  
10 Hendricks?

11 MR. HUGE: Judge, at this time, I am prepared  
12 to file a 651(C) certificate and stand on Mr.  
13 Hendricks' pro se post-conviction petition.

14 THE COURT: Did you file a petition to  
15 dismiss?

16 MR. HASKINS: A long time. It was like in  
17 1994. There were two PCs. The first one you dismissed.  
18 The second one you dismissed. Sent it back because they  
19 needed a 651(C).

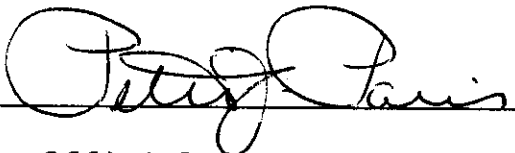
20 THE COURT: Motion State to dismiss is  
21 allowed.

22 MR. HASKINS: Thank you, Judge.  
23  
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STATE OF ILLINOIS     )  
                                  ) SS:  
COUNTY OF COOK     )

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS  
COUNTY DEPARTMENT-CRIMINAL DIVISION

I, Peter J. Paris, an Official Court  
Reporter in the Circuit Court of Cook County, County  
Department, Criminal Division, do hereby certify that I  
reported in shorthand the proceedings had at the  
hearing of the aforementioned cause; that I thereafter  
caused the foregoing to be transcribed, which I hereby  
certify to be a true and accurate transcript taken to  
the best of my ability of the proceedings had before  
the Honorable JUDGE LEO E. HOLT, Judge of said Court.

  
\_\_\_\_\_  
Official Court Reporter

Dated this 13th day  
of MARCH, 2006.  
CSR# 084-002875

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STATE OF ILLINOIS )  
 ) SS:  
COUNTY OF C O O K )

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS  
COUNTY DEPARTMENT-CRIMINAL DIVISION

THE PEOPLE OF THE )  
STATE OF ILLINOIS, )  
 )  
Plaintiff, )  
 ) No. 88 CR 12517-01  
vs. )  
 ) Charge: Murder  
JEROME HENDRICKS, )  
 )  
Defendant. )

REPORT OF PROCEEDINGS of the  
hearing had before the HONORABLE WILBUR E.  
CROOKS, on the 28th day of February 2005, in  
Chicago, Illinois.

Sandra Battaglia  
Official Court Reporter  
Criminal Division  
C.S.R. #084-003168

1 THE CLERK: Jerome Hendricks, Sheet 1, Line  
2 19.

3 THE COURT: Jerome Hendricks, order of  
4 Court, 3-15.

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6 ( WHEREUPON the above-entitled  
7 cause was continued to  
8 2-28-05 in Courtroom 306. )

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2 STATE OF ILLINOIS )  
3 ) SS.  
4 COUNTY OF C O O K )

5 I, SANDRA BATTAGLIA, Official  
6 Shorthand Reporter of the Circuit Court of Cook  
7 County, County Department, Criminal Division, do  
8 hereby certify that I reported in shorthand the  
9 proceedings had at the hearing of the  
10 above-entitled cause, and that the foregoing is  
11 a true and correct transcript of the proceedings  
12 had.

13  
14  
15  
16 *Sandra Battaglia*  
17 Official Shorthand Reporter  
18 C.S.R. #084-003168  
19 Circuit Court of Cook County  
20 County Department  
21 Criminal Division

22  
23  
24  
Dated this *2nd* day of  
*February*, 2006

1 STATE OF ILLINOIS }  
2 COUNTY OF C O O K } SS:

3 IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS  
4 COUNTY DEPARTMENT-CRIMINAL DIVISION

5 THE PEOPLE OF THE  
6 STATE OF ILLINOIS, }  
7 Plaintiff, } NO. 88 CR 12517 (01)  
8 vs. }  
9 JEROME HENDRICKS, }  
10 Defendant. } Post-Conviction

11 REPORT OF THE PROCEEDINGS had at the hearing  
12 of the above-entitled cause, before the HONORABLE  
13 WILBUR E. CROOKS, Judge of said court, on the 15th day  
14 of MARCH, A.D., 2005.

15 PRESENT:

16 HON. RICHARD A. DEVINE  
17 State's Attorney of Cook County  
18 BY MR. JOHN HASKINS  
19 Assistant State's Attorney  
20 on behalf of the People;

21 MR. EDWIN A. BURNETTE  
22 Public Defender of Cook County  
23 BY MR. LINDSAY HUGE  
24 Assistant Public Defender  
on behalf of the Defendant.

25 CAROLYN C. BROWN, CSR, RPR  
26 Official Court Reporter  
27 Circuit Court of Cook County  
28 Criminal Division



1 THE CLERK: Jerome Hendricks.

2 MR. HASKINS: Judge, you know what happened  
3 here? He's saying that the Clerk didn't send him a  
4 copy of the judgment dismissing it within 10 days,  
5 which is the law. No question about it. But I don't  
6 think his form should be here. I think it should be in  
7 the Appellate Court, because it's an appealable issue,  
8 but the ruling here is over and it was quite awhile  
9 ago, I think.

10 THE COURT: What should I do with this then?

11 MR. HASKINS: Take it off call. I don't know  
12 if he would want to him send a letter, if he wants to  
13 ask for a late appeal. This case was appealed, I  
14 think, in March of '03.

15 THE COURT: Are you talking about Hendricks?

16 MR. HASKINS: Jerome Hendricks.

17 THE COURT: Well, as far as Hendricks,  
18 petition dismissed, off call.

19 (The above-entitled cause was concluded.)

20

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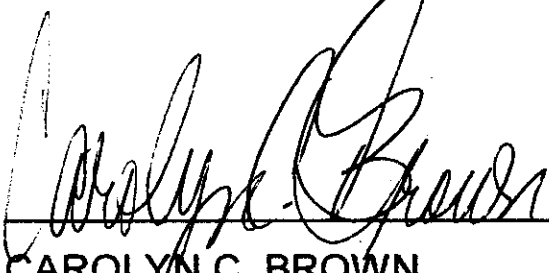
22

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1 STATE OF ILLINOIS )  
2 ) SS:  
3 COUNTY OF C O O K )  
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6

7 I, CAROLYN C. BROWN, Official Court Reporter  
8 of the Circuit Court of Cook County, County Department,  
9 Criminal Division, do hereby certify that I reported in  
10 shorthand the proceedings had at the hearing of the  
11 above-entitled cause, and that the foregoing is a true  
12 and correct transcript of the proceedings had.

13  
14  
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16   
17 CAROLYN C. BROWN

18 Official Court Reporter  
19 CSR NO. 084-003848  
20 Circuit Court of Cook County  
21 County Department  
22 Criminal Division

23 Dated this 6th day of  
24 December, 2005.